IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.M.JOSEPH
&
THE HONOURABLE MR. JUSTICE K.R.UDAYABHANU

FRIDAY, THE 27TH APRIL 2007 / 7TH VAISAKHA 1929

WA.No. 1076 of 2007

AGAINST THE JUDGEMENT IN WPC.33560/2006 Dated 23/02/2007
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APPELLANT: 3RD PARTY.

SAM KURUVILA, MAZHUVANCHERILPARAMBIL,
ERAVIPEROOR P.O., THIRUVALLA.

BY ADV. SRI.A.INEES

RESPONDENTS: PETITIONER & RESPONDENTS IN WPC.
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1. K.C.THOMAS,,KAKKATTIL HOUSE,
MAKKAPUZHA, RANNY.

2. THE SECRETARY,
REGIONAL TRANSPORT AUTHORITY,PATHANAMTHITTA.

3. THE STATE TRANSPORT APPELLATE TRIBUNAL,
ERNAKULAM.

BY GOVERNMENT PLEADER
R1 BY SRI.O.D.SIVADAS

THIS WRIT APPEAL HAVING COME UP FOR ADMISSION ON 27/04/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

K. M. JOSEPH
&
K.R. UDAYABHANU, JJ.

W.A. NO. 1076 OF 2007

Dated this the 27th April, 2007

JUDGMENT

K. M. Joseph, J.

We heard the learned counsel for the appellant, Shri O.D. Sivadas appearing for the first respondent, besides the learned Government Pleader. The learned Single Judge has by the impugned Judgment directed the Secretary, RTA, Pathanamthitta to consider the grievance of petitioner in the Writ Petition, in the light of the observations made in the Judgment within two months. Apparently, the learned Single Judge has passed the order on the basis that no other operators are affected. In the Appeal, the appellant would point out that it is not correct. Anyway, the appellant has also filed Annexure A5 objection. In such circumstances, the Appeal is disposed of directing that when a decision is taken pursuant to the Judgment

of the learned Single Judge, Annexure A5 objection also shall be considered, besides the objection of any other affected party, and a decision shall be taken in accordance with law.

K. M. JOSEPH, JUDGE

K.R. UDAYABHANU, JUDGE

kbk.